IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.4072 OF 2002
IN
FIRST APPEAL NO.1795 OF 2005

Karnataka State Road Transport
Corporation ...Applicant
Vs.
Dyandeo @ Dnyanu Appa Kokane & Anr. ...Respondents

Mr C.M. Lokesh i/by Mr. G.S. Hegde for the Applicant.
Mr S.M. Kamble for the Respondent Nos.1 and 2.

CORAM : A. S. OKA, J.
DATE : MARCH 28, 2006.

P.C.:

1. Rule. The Respondent Nos.1 and 2 waives service. Taken up for hearing forthwith. Considering the challenge in the Appeal and facts and circumstances of the case following order is passed:

(i) There will be interim relief in terms of prayer clause (a) subject to condition that Applicant will deposit the entire amount due and payable under the impugned Judgment and Award with the concerned Tribunal within period of eight weeks from today.

(ii) If the amount is not deposited within the stipulated period, the interim relief will stand vacated automatically without reference

to the court.

(iii) If the amount is deposited, the Tribunal will permit the Respondent Nos.1 and 2 to withdraw a sum of Rs.25,000/- without security and a further sum of Rs.25,000/- by furnishing security to the satisfaction of the learned Member of the Tribunal.

(iv) Rest of the amount will be invested in the fixed deposit in some nationalised bank initially for a period of five years and thereafter the fixed deposit will be renewed from time to time on yearly basis till the disposal of the Appeal.

(v) Order regarding disbursement of the amount invested and interest accrued thereon will be passed at the time of final hearing of the Appeal.

(vi) Civil Application is disposed of in above terms.

(vii) No orders as to costs.

JUDGE